



**BellSouth Telecommunications, Inc.**  
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September 18, 2001

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EXECUTIVE SECRETARY

VIA HAND DELIVERY

David Waddell, Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *BellSouth Telecommunications, Inc.'s Entry Into Long Distance  
(InterLATA) Service in Tennessee Pursuant to Section 271 of  
the Telecommunications Act of 1996*  
Docket No. 97-00309

Dear Mr. Waddell:

Enclosed are the original and thirteen copies of BellSouth's Motion to Amend  
Procedural Order. Copies of the enclosed are being provided to counsel of record.

Very truly yours,

Guy M. Hicks

GMH:ch  
Enclosure

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *BellSouth Telecommunications, Inc.'s Entry Into Long Distance (InterLATA) Service in Tennessee Pursuant to Section 271 of the Telecommunications Act of 1996*

Docket No. 97-00309

**BELLSOUTH'S MOTION TO AMEND**  
**PROCEDURAL ORDER**

BellSouth Telecommunications, Inc. ("BellSouth") hereby files its Motion to Amend Procedural Schedule to request that proceedings on all remaining 271 issues be consolidated into one hearing to be held on or about February 18, 2002. BellSouth respectfully shows the Hearing Officer as follows:

On July 30, 2001, BellSouth filed its Section 271 Application with the Authority. On August 10, 2001, the Hearing Officer issued an Initial Order which, among other things, bifurcated the 271 hearings in the interest of judicial economy and efficiency. This action was apparently taken to expedite the 271 hearing, although no party had requested bifurcation of the 271 hearings.

On September 10, 2001 the Hearing Officer issued an Initial Order which clarified the Phase I issues in this matter. On September 14, 2001, BellSouth filed its Motion to Amend Procedural Schedule requesting that the Hearing Officer cancel the hearing scheduled for October 3 and move the Track A, Section 272 and public interest issues to the week of November 5, which the Hearing Officer previously asked the parties to reserve. BellSouth further requested that the

Hearing Officer temporarily defer consideration of the remainder of the section 271 issues (including suspension of testimony filings) until after January 1, 2002.

On September 17, 2001, the Hearing Officer issued his Initial Order Resolving Discovery Disputes and Suspending Procedural Schedule. This Initial Order, in part, "[continued] all dates in this proceeding ... pending completion of discovery." Footnote 36 of the Initial Order stated: "[g]iven this Initial Order, BellSouth Telecommunications, Inc.'s Motion to Amend Procedural Schedule, filed September 14, 2001, is rendered moot."

Given the September 17, 2001 Initial Order and in consideration of several factors explained below, BellSouth files this Motion and requests that the Hearing Officer

1. cancel the hearings scheduled for October 3 and November 5 (presently continued pending completion of discovery) and move the Track A and public interest issues to a hearing on or about February 18, 2002, and
2. consolidate the remaining 271 issues on BellSouth's compliance with the 14-point checklist into the requested hearings on or about February 18, 2002.<sup>1</sup>

BellSouth makes this proposal based on several factors. First, BellSouth believes that the Tennessee 271 proceeding should run parallel with the Authority's

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<sup>1</sup> BellSouth further proposes that the parties discuss and jointly propose to the Hearing Officer new dates for the filing of testimony for these consolidated issues.

OSS proceedings. BellSouth anticipates that Phase II hearings in the Tennessee OSS proceeding will likely take place in late January or February, 2002. Moving the 271 proceeding will keep the proceedings in parallel.

Second, this schedule would allow the Authority to complete Phase II of the OSS hearings prior to completion of the Tennessee 271 proceedings. Further, given the additional time this schedule would afford to the Authority, Staff and parties, bifurcation of 271 hearings is now unnecessary. A single 271 hearing in February would avoid having to coordinate schedules and filing dates for additional hearings and would allow the Authority to hear all remaining 271 issues during one hearing. Adopting this schedule would promote judicial economy and better allocation of resources.

For these reasons, BellSouth respectfully requests that the Authority (1) consolidate the 271 issues into one hearing; (2) move the 271 hearing to on or about February 18, 2002; and (3) extend the discovery schedule set in the Initial Order by 30 days.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

By: 

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### CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2001, a copy of the foregoing document was served on the parties of record, via hand delivery, facsimile, overnight or US Mail, addressed as follows:

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